



## City of Tigard

# Tigard City Council Meeting Minutes May 12, 2015

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### STUDY SESSION

Council Present: Council President Snider, Councilor Henderson, Mayor Cook, Councilor Goodhouse and Councilor Woodard

Staff Present: City Manager Wine, Assistant City Manager Newton, City Attorney Ramis, Public Works Director Rager, City Engineer Faha, Finance and Information Services Director LaFrance, Public Contracts Manager Barrett and City Recorder Krager

#### A. COUNCIL LIAISON REPORTS

Mayor Cook reported on his Washington DC trip and the contacts made on behalf of city programs and projects. He held meetings with the Environmental Protection Agency on the brownfields grants. He met with the Economic Development Association and Department of Commerce to speak about the Hunziker Project. They recommended that the city call it a commerce site rather than an industrial site. In response to a question from Councilor Woodard, Mayor Cook said the city is asking for \$1.8 million in federal funds and \$1.8 million from the State of Oregon. The private developer will put in about \$2.2 million for this project. He will be making a fourth trip to Salem tomorrow regarding this project. The city has hired a lobbyist to help with this project in Salem. He said the money will go for infrastructure and a continued street behind the property, opening the rest of the area. He passed out handouts showing a project map. He said the federal agencies were very impressed with the project and the materials and the city will return with a grant application.

Mayor Cook spoke with the Department of Justice COPS (Community Oriented Policing) staff about a grant and was advised that Tigard may not have as good a chance as other cities because of Tigard's low crime rate.

He also met with Senator Wyden and apprised him of upcoming grant requests. Assistant City Manager Newton said Senator Wyden is going to visit Tigard this summer. Council suggested a walking tour. Mayor Cook said he joined a Washington County delegation and went to the Department of Housing for a discussion on the Community Development Block Grant (CDBG) program among other topics. He also met with Senator Merkley and Representative Bonamici. He met with the Department of Transportation as part of a JPACT group.

Mayor Cook attended a Mayor's Institute on City Design, funded by the National Endowment for the Arts. Selected cities will be able to suggest three potential projects needing design assistance. One project for each of the eight cities will be selected for a group of designers to discuss. Mayor Cook received assurance that Tigard will be accepted for this program so he will travel to Houston this fall to give a PowerPoint presentation on an issue for the planners and architects to solve.

Councilor Henderson distributed a map of the Willamette River Water Coalition (WRWC) preferred route. He said there were three options and the WRWC chose option C which means that water rights are available for use by all the entities and stay in the name of the agency. He stressed that if water rights are not used, you can lose them. By consolidating them, the WRWC has the ability to keep permits as they are currently. Councilor Henderson said it still needs to be ratified but Tigard will have a Willamette River permit until 2047. He added there are water rights still to be given for water behind the dams and as they are removed there will be extra water available in the future. By working as a group, the WRWC will be able to access that water.

## B. POTENTIAL CONTRACT DISCUSSION

City Manager Wine introduced new City Engineer Faha. She joined Public Contracts Manager Barrett to give highlights about two contracts, one for the Pavement Management Program (PMP) overlays and one for the PMP crack sealing. Mr. Barrett said the crack sealing bid is higher this year because 72<sup>nd</sup> Avenue is on the list and flagging requirements on this busy street increased the linear foot cost. There was only one bid for crack sealing and five bids for the overlay project. The overlay project winning bid is under the engineer's estimate. Staff has received no flags from BOLI on either contractor and they have done good work in the past. Council President Snider asked if there were doubts about the competitiveness of the single crack sealing bid. Mr. Barrett said staff has reached out to contractors to find out why they did not bid and he will report back to council when he has heard from everyone. Councilor Henderson clarified the total of the budget for construction and asked what the internal engineering costs were. Mr. Barrett said he will get the internal design numbers. Mayor Cook said the city received many favorable comments about the paving project contractor last year and their outreach to neighbors impacted by their work, and he hoped this year's contractor will do the same good job.

## C. DISCUSSION ON MASTER FEES AND CHARGES SCHEDULE

Finance and Information Services Director LaFrance said a desire was expressed by council to view the master fees and charges schedule at a study session prior to the budget hearing so questions can be asked and staff can make changes prior to the hearing. He said staff prepared a sheet of all changes, page numbers and what the basis is for each change.

Council had a few questions for staff follow up:

1. How many businesses are in the city's large business tax employer group (51 +)?
2. What is the policy for event fee refunds if an event is cancelled? Is there a penalty?
3. Has the city reached out to builders to find out if they want restored Friday hours in the Permit Center?
4. Check on the phase-in period for the county's Transportation Development Tax (TDT).
5. Have the non-residential System Development Charge (SDC) rates been clarified?

Mr. LaFrance said there will be additional changes to the fees and charges. SDCs already passed by council will be represented in the final version. There is also a hearing scheduled for solid waste charges on May 26, 2015, and those rates will be entered into the document.

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## ADMINISTRATIVE ITEMS:

Mayor Cook will announce the winners of the “If I Were Mayor, I Would...” contest at the June 9, 2015, council meeting.

City Manager Wine said the North Dakota Street Bridge will be closed to all vehicle traffic on June first. She is waiting for an extensive communication plan from Public Works. She said ODOT sent a letter asking the city to post a three-ton weight limit sign and then close the bridge in August. Staff recommended it be closed in June from a safety perspective. She said the Tigard Street Bridge is in similar condition but the city has not yet received its rating report from ODOT. Councilor Henderson said there should be a conversation about how good this is for the city. It needed to get fixed and now ODOT is a partner. City Manager Wine said there is federal money to help cities with bridges that are in this condition and staff will be exploring this.

## 1. BUSINESS MEETING

A. Mayor Cook called the Tigard City Council to order at 7:42 p.m.

B. City Recorder Krager called the roll.

	Present	Absent
Councilor Woodard	✓	
Mayor Cook	✓	
Councilor Goodhouse	✓	
Councilor Henderson	✓	
Council President Snider	✓	

C. Mayor Cook asked everyone to stand and join him in the Pledge of Allegiance.

D. Call to Council and Staff for Non-Agenda Items: None.


## 2. CITIZEN COMMUNICATION

A. Follow-up to Previous Citizen Communication: None

B. Tigard High School Student Envoy report – Carter Kruse gave a report on current activities at Tigard High School. A badminton tournament was successful and raised money. Last Friday was the basketball game fundraiser for the Sparrow project. The play, Alice in Wonderland, was the last performance at Tigard High for several seniors. Tigard High Principal Neffendorf will be honored and on June 9, the City of Tigard will proclaim Mark Neffendorf Day. He mentioned that Teacher Appreciation Day is this week and said THS is successful because of its teachers. This year’s prom will be held on May 13 at Montgomery Park and the theme is City of Roses.

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Mr. Kruse said this is his final report as City of Tigard THS Envoy. He introduced Shaina Azbari, next year's Associated Student Body President, and the next THS Envoy to the City Council.

- C.  Tigard Area Chamber of Commerce – Debi Mollahan said the Shining Stars banquet was well attended. She thanked everyone that attended. Tigard networking will attend the play, Grease, at Broadway Rose Theater. Tigard Farmers Market opened on Mother's Day and offered strawberries which are ripening early this year. This Friday is the last day for the Art Walk in downtown Tigard. The Tigard Downtown Alliance had glass baskets, bike racks, benches and urban art installed in time for the Walk. There is art in 24 different locations. Council President Snider said he enjoyed the Art Walk with his family and commented that even his four-year-old was entertained.
- D. Citizen Communication – Mayor Cook said he will allow 10-15 minutes for citizen communication later during the YMCA Study discussion if anyone wishes to comment on that topic.

Reid Iford, Tigard Now! Newspaper, 11575 SW Pacific Highway, Suite 151, Tigard, OR 97223. Mr. Iford said some Budget Committee members expressed fears that multiple money measures could cause voter burnout. He said he understands the fear but it is misplaced. This is a complex topic with many factors to weigh, not the least of which is the proven willingness of Tigard voters to support sound, reasonable money measures that they know are needed to preserve the livability and quality of life in Tigard. It is not a competition between different needs. A decade ago measures seeking to fund our schools and \$11 million to build the new library shared the ballot. The result? In a primary election requiring a double majority both won resoundingly and Tigard was the only jurisdiction within the state that passed money measures in that election.

Mr. Iford spoke about his qualifications to address this topic, including his work on the Tigard Library bond, Washington County's 911 system measure, and annexation of Metzger and Washington Square. He said he has helped raise over \$250,000,000 for schools and public services. He said elections are no different than sports competitions: success begets success. A win in November creates momentum that will carry through to a win in May, and so on. People need to be part of something greater than themselves and something they can take pride in. He said the results of the poll to be discussed tonight show numbers that are positive. In his political career spanning one-third of a century he said he has never seen such positive numbers from a cold-call on a proposed money measure. He said before he read the report he would not have thought this possible. He said he guaranteed a measure would pass in November and suggested that the city take the next step. He thanked the mayor for his leadership in agreeing to commit to paying part of the survey cost.

Gary Romans, Mask & Mirror Community Theater, 13166 Broadmoor Place, Tigard, OR 97223, said he was present to show support for the YMCA and express the hope that it includes space for the arts. He noted that Mask and Mirror is in its fourth season, and presents high quality plays for low ticket prices. They will produce their first musical, Singing in the Rain, at Tualatin High School and he invited everyone to come. He said all profits

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from the musical will be split 50/50 between the theater and the Tigard-Tualatin School District.

3. CONSENT AGENDA: (Tigard City Council)

Motion to:

A. Approve City Council Minutes:

- March 17, 2015

Council President Snider moved for approval of the Consent Agenda. Councilor Woodard seconded the motion.

	Yes	No
Councilor Woodard	✓	
Mayor Cook	✓	
Councilor Goodhouse	✓	
Councilor Henderson	Abstained	
Council President Snider	✓	

Mayor Cook announced that the motion to approve the Consent Agenda passed by a vote of four in favor and one abstention.

4. PROCLAIM NATIONAL PUBLIC WORKS WEEK

Mayor Cook read a proclamation for National Public Works Week and said it will be celebrated on Sunday, May 17 with an event open to all held in the public works yard. He thanked all the city's public works employees.

5. ~~AWARD "IF I WERE MAYOR, I WOULD..." CONTEST WINNERS~~

Mayor Cook announced that Agenda Item No. 5 is rescheduled to the June 9, 2015, meeting. He said award winning entries will be sent to Salem this week for the state contest.

6. RESOLUTION OF APPRECIATION FOR TIGARD HIGH SCHOOL ENVOY CARTER KRUSE

Mayor Cook introduced this item and asked if council had any comments before he took a vote on the resolution. Councilor Henderson thanked Mr. Kruse for the Youth Advisory Council. He said he is an outstanding young man who was able to recruit 15 other teens to join and two of these were chosen to go to Washington DC. He said, "We have leadership for tomorrow."

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Council President Snider said the council is not comprised of city workers and so they push the staff to do things more quickly than they are used to in a government setting and Mr. Kruse pushed council and staff even harder and got things done. He appreciated Mr. Kruse's contribution.

Councilor Woodard said it is important for youth to be involved and cross-pollinate with other city boards and committees. He said he wished there were more youth like him because the city needs their input. He thanked him for stepping up and recruiting others and wished Mr. Kruse the best with his future endeavors.

Councilor Goodhouse said it was good to see youth taking an interest in their community and government and getting involved.

Mayor Cook moved for approval of Resolution No. 15-17. Councilor Henderson seconded the motion. City Recorder Krager read the number and title of the resolution.

**RESOLUTION NO. 15-17– A RESOLUTION ACKNOWLEDGING AND  
COMMENDING CARTER KRUSE FOR HIS SERVICE AS THE TIGARD  
HIGH SCHOOL STUDENT ENVOY TO THE CITY OF TIGARD**


The resolution passed unanimously. Mayor Cook read the resolution and presented Mr. Kruse with a copy.


	Yes	No
Councilor Woodard	✓	
Mayor Cook	✓	
Councilor Goodhouse	✓	
Councilor Henderson	✓	
Council President Snider	✓	

7. ~~INFORMATIONAL PUBLIC HEARING: FY 2015 THIRD QUARTER BUDGET  
AMENDMENT~~

Mayor Cook announced that this item has been rescheduled to the May 26, 2015, business meeting.

8. RECEIVE BRIEFING ON THE YMCA STUDY

 Mayor Cook outlined the order of speakers on this topic and said there would be time for the public to comment.

 City Manager Wine presented a brief staff report. She said the city and the YMCA have been exploring a partnership by which recreation services could be provided in Tigard. She said members of the community expressed a desire through public testimony and a petition to bring a YMCA to Tigard. Council elected to provide half of the funding for a survey testing the demand


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for these services. Questions were developed by the YMCA, community members and city staff. During the time the YMCA survey was being developed, another report commissioned earlier by the city was delivered. That report gave results of a survey asking Tigard residents what the city's role should be in providing recreation programming. The survey results indicate that it made sense for the city to continue to play a facilitating role in the early years, making more recreational opportunities available for residents. There was support for a beginning investment in recreation programming and the idea for a community center was farther away in the next phase.

City Manager Wine said Constance Miller and Christin Baker from Daxko Consulting were present to discuss the results of the YMCA survey. CEO Bob Hall from the Columbia-Willamette YMCA was also present. She said the intent of the presentation was to hear the results and ask questions. She said part of their presentation addresses next steps, to be determined through a dialog between the city and the YMCA.

City Attorney Ramis disclosed that he has at times represented the YMCA. He did not discuss this project nor does he have knowledge of it. He said he did not think he had gained any knowledge of the YMCA that would make a difference to the process.

Daxko Consultant Christin Baker introduced the study and said Director of Data and Analytics Constance Miller would discuss the results of the survey. A revised PowerPoint slide show was presented and a copy of this has been added to the packet.

 Daxko Consultant Miller described the methodology used for the market research study and survey. The scope of inquiry for a potential facility in Tigard was around appropriate pricing, a forecast of membership and usage, and a forecast of demand for facilities, programs and offerings. She said they operate a national call center based out of Nashville, TN. They purchased home and cell phone records of a randomized sample of Tigard residents. For this study they ensured that these were registered voters because they knew this may result in a bond measure. Additional screening questions included home ownership and both broader community members and current YMCA members. They also screened for people who voted in the last presidential election.

Consultant Miller highlighted demographics and psychographics of Tigard residents that are especially important when building a new facility. Incomes and home values are high. Education levels are good. Tigard is also growing faster than the national average.

She described Tapestry Segmentation, which is related to U.S. Census data and comes with 60 defined roles for each population segment. A top-five snapshot of those living in Tigard includes:

- Bright young professionals
- Soccer moms
- Enterprising professionals
- Emerald City
- Metro Fusion

Consultant Miller noted a number of respondents were making a home in Tigard but did not have a family yet or had older children who no longer live with them. She commented on the high

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incidence of regular exercise among those surveyed and said it was the second highest percentage she has seen. Council President Snider asked what was average and she responded that the average is 50 and Tigard's survey rate was 61, meaning that three-quarters of Tigard's population exercises regularly and uses exercise facilities. Common responses included the desire for a pool and cardio fitness equipment.

Seventy percent of respondents with children in the home indicated interest. Eighteen percent were neutral and this may mean that they need more information. She said there was financial support for a new facility and 41 percent of homeowners said they would support a \$10 per month property tax increase for a new Y facility in Tigard. Thirty-nine percent are unsure or need more information. Membership demand showed a split between two adults and two children with two adults with no children. A membership forecast based on conservative estimates indicates a new facility in Tigard would attract approximately 1,747 to 2,274 membership units within 3 years. She said these numbers are underestimates.

Consultant Miller summarized their recommendations based on the study results. All signs point to proceeding with steps to develop a new Y facility, a plan to communicate and publicize information, and explore location options within downtown Tigard, which was a preferred section of the area. Other steps include parking lot consideration, voter polling, exploring where it fits with other city priorities, consideration of a bond, determining capital and operating costs, structuring a partnership agreement, and finally, timing and planning needs (project management).

CEO Hall said the YMCA's reaction to this market data is that there is a good market demand for a facility in Tigard. He said it was encouraging to see such a low opposition number for voting in a tax on something for which they have not received any information. He said, "We are in. Please let us know how to proceed."

Neal Brown, 13853 SW Boxelder Street, Tigard, OR, 97223 Mr. Brown commented that he met his wife at a YMCA. He is grateful that so many people have joined him in the effort to bring a YMCA to Tigard which will serve as a modern town square. He thanked those in the audience for attending and asked them to stand to show their support for a YMCA. Many audience members stood and held up signs supporting a YMCA. They showed the other side of their signs which asked to be allowed to vote on this. Mr. Brown said, "Now is the time to have a ballot measure in November so we can start planning for our future."

Estelle May, 11737 SW Errol Street, Tigard, OR, 97223, represented senior citizens that go to a YMCA. She drives to the Sherwood Y several times a week and said Y's are friendly and useful. She knows many seniors in Tigard who also go to Sherwood and who are looking forward to using a YCMA in Tigard. Her children are also looking forward to it because they drive to Sherwood after work to exercise and drive back to Tigard, which means they cannot eat dinner until 7:00 p.m. or later.

Marsden Smith, 12332 SW Hollow Lane, Tigard, OR, 97223, said one of Tigard's vision statements is that Tigard is, "A Place to Call Home." Yet many people leave Tigard to work and recreate. It would


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be nice to have a facility so people could come home from work and stay in town to work out or exercise. He said this is consistent with the vision for downtown Tigard where people living there could walk to a nearby facility.

Carter Kruse, 13290 SW Genesis Loop, Tigard, OR 97223, said the study is amazing but youth were not contacted. He said youth do not have a vote so they give their input other ways such as through the Tigard Youth Advisory Council. He submitted to the record a letter signed by 20 teenagers, 14 of whom are on the Tigard Youth Advisory Council and most of the Tigard High ASB officers. He said the survey numbers would be different if youth support and willingness to become members were included.

Bill Peterson, 1235 SW Arnold Street, Portland, OR 97219, said he was speaking both personally and as a downtown employer. He owns Eagle Mortgage on Hunziker and exercises on his lunch hour but has to go to other cities to work out. He said it would be fantastic to have this nearby. It would be a great benefit to downtown employers enabling their employees to use it to work out at lunch or after work. He said the Sherwood YMCA is a great addition and Tigard would benefit from having this in the community.

Thomas In, 20693 SW Jonquil Terrace, Sherwood, OR said he owns a business in downtown Tigard and has experience working in a Club Sport facility. He commented that there is nothing similar in Tigard and the city also lacks a community center. He noted that the YMCA is not a typical gym. It is more family oriented and promotes social events. Some gyms are luxury gyms but the YMCA is affordable. He said a YMCA will revitalize the downtown area, draw more people here and promote health and wellness. The entire community would be proud of it.

 Councilor Woodard said the survey numbers are good, especially for cold calls. He said he is in favor of a YMCA. The city has done another survey and has a five-year plan but this does not preclude putting out a bond measure so a facility could be built sooner than five-ten years in the future. He said a one-to five year program with a recreation coordinator will help with many things the city is not doing now and could be the city's liaison for a YMCA. If we got approval from citizens for a bond measure, it may take three or four years to accomplish. He noted that demographics have shifted in communities and people are hungry for a sense of community. He wants a downtown center with activated economic development. He said he would not put a wall in front of this. He did not see any reason why this could not put this in front of the voters.

 Councilor Henderson asked what the next steps were. Consultant Miller said the intent is to digest the survey information. Mr. Hall added that from their perspective there is excitement but it is unknown how everything fits into the city's timing and priorities. If the city said they were ready, the YMCA and the city would talk about location and timing and develop an agreement. Councilor Henderson asked if the location was addressed in the survey. Mr. Hall said they know from the survey that the preferred location is in downtown Tigard.

Mayor Cook referred to Mr. Iford's earlier comments about the library. He asked City Manager Wine to describe the process the city went through to determine where, how and when the library would be built. City Manager Wine said the assessment of whether a library was needed came about as a result of a general obligation bond measure failure in 1998. The city embarked on a


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study and needs analysis (programming, space, etc.) that showed a new library was needed. The study took six months. She said there is a difference between the library and a YMCA because there is an agreement that needs to be developed with an operator. Because we are a city facility and will be spending public dollars, we need to follow public contracting laws. The city library was not built until the land had been identified and the city had an option on the property. There was a needs analysis and a community process to develop what the public wanted in the library. It was not until 2001 that the city went out to voters for a \$13 million bond measure to build the 45,000 square foot library. It was only after the bond passed that the city entered into design and construction, using a public process to select the architect and contractor. The city did not ask voters for money until they knew what they were asking for. The library opened in 2004 and is the most recent example of a public facility that relied on public funding for land and a building.

Council President Snider asked how long the process would take if staff were directed to work on this at the speed they worked on River Terrace. City Manager Wine said the words “70 miles an hour” are used to describe the speed at which staff is working on River Terrace. The city has current council items and goals that would need to be shuffled for an issue like a community center that is not currently on the priority list. She said it did not mean it was impossible. The site selection process for the library took a year, as 15 sites were narrowed to three. Arriving at that same level of specificity on a community center for the voters would take a minimum of 9-12 months. Council President Snider clarified that it would take 9-12 months, with staff going at 70 miles per hour, and impacting council’s other priorities.

Councilor Henderson spoke about his experience as a builder. He said he needs to have the money, the land and a plan before he builds. He said he does not want to stall anything but wants to make sure planning is done correctly. He asked the consultants what they learned from the survey and what questions they had. Consultant Baker said she agreed with Councilor Henderson regarding a plan. The data would be handed over to the facilities planning committee. The good news is that this survey gave a resounding green light to get started. She said their questions are for the city leaders. - Are you willing to build this facility? Is it your priority?

Council President Snider asked Mr. Hall what size facility was recommended and Mr. Hall replied that it would need to be in the 80,000 square foot range. In response to a question on whether the YMCA had concerns that a Tigard facility would affect the Sherwood YMCA, Mr. Hall said there would be impact on both the Sherwood Y and Beaverton Hoops. He said their objective is to serve as many people as they can. The YMCA is a 501(c)(3) charitable organization and 25 percent of participants are receiving some financial aid. They raise money for those that cannot afford fees. He said 5,000-6,000 members were subsidized last year in the Portland area alone.

 Councilor Woodard asked Mr. Hall to explain how the YMCA operations affect the city or the taxpayers if it is successful or failing. Mr. Hall used Sherwood as an example and said the YMCA is responsible for the profit or loss at the end of the year. If the facility loses money, it is their responsibility. If it makes a profit, 100 percent of excess revenue goes into a building reserve fund to be reinvested in the facility. Excluding some overhead services which are provided at a different location, all funds stay in the community. Money raised in annual support campaigns would stay in Tigard to help residents that cannot afford membership fees.

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Councilor Woodard asked for City Attorney Ramis' perspective about whether the location should be defined in the ballot measure, as well as the costs and who the operator will be. City Attorney Ramis said council has broad authority to decide whether to put this on the ballot, when to do so and how much they want to fund. He said another possibility is seeking authority financially first and return with a measure. Councilor Woodard asked if a location could be defined as one-half mile out from a point in the city center. City Attorney Ramis said it could.

Council President Snider said he sensed the excitement in Town Hall. He said it is very important to put something on the ballot that is well thought through. He would like to see this on the November ballot this year but had concerns that it be done well so it passes. He said council also needs to see how it fits with other city priorities because the city does not have the staff to be able to drop everything else and work solely on this.

Councilor Goodhouse asked where the telephone survey numbers came from. Consultant Baker said Daxko works through a credible vendor to receive the contacts. They buy lists that are not just home phone numbers. He asked if the survey respondents wanted a recreation facility in general or were they asked if they wanted a YMCA. City Manager Wine said the study that Tigard conducted did have a specific question to determine what the demand was for a recreation program in general. Consultant Miller added that many questions on the YMCA study related to current exercise habits and use of facilities were asked without a Y prompt. Councilor Goodhouse noted that 80 percent of people polled were over 50 years of age. Consultant Miller said phone surveying industry-wide skews towards over 50 but they normalize the data so it is not affected by age for data analysis. In response to a question from Mayor Cook, she said screening questions included income over \$50,000 annually and higher household incomes include more homeowners than renters.

Mayor Cook asked about the percentage of revenue going towards charitable cases and asked how much charity the Sherwood Y provides. Mr. Hall responded that he did not know the exact numbers for Sherwood but the average is 25 percent.

Mayor Cook thanked Mr. Hall and Consultants Miller and Baker for coming to Tigard and said he looked forward to continuing this discussion at the May 19 workshop meeting.

#### 9. CONTINUED DISCUSSION ON TIGARD CITY CHARTER REVIEW

Assistant City Manager Newton introduced this item and summarized the issues heard at the March 17 workshop. She said she is looking for direction from council on how to move forward in order to file by August 14.


Councilor Henderson asked how the ballot would appear. Assistant City Manager Newton said the city attorney would draft the language, voters would see the old and new language and could vote to support change or not. City Attorney Ramis confirmed that each item requires an individual vote. He said the council has unlimited discretion on what they want to put on the ballot.

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Mayor Cook said there is a petition being circulated to place a two-term limit on county commissioners on the ballot and this will show the will of the people. He said that locally, voting someone out is a term limit. He asked council if they want to make it unlimited or have three terms total, in any combination of mayor/councilor. Councilor Henderson said he wants to see more retention of seniority and knowledge but there should be three terms at a maximum.

Council President Snider said he is a huge proponent of single-term term limits for each federal and even some state offices, in particular where the political system has been clouded by money. He said even at the City of Portland level, a scandal means getting voting out which is in effect, a term limit. He said that is a more effective way to limit terms at the local level than in Washington DC, where tenure has become a problem. He said he was also concerned about the appearance that the charter amendments are self-serving to the existing city council. He suggested a way to eliminate that would be to put in a provision that the changes do not go into effect until the current council leaves office.

 Councilor Goodhouse said he was initially favorable to term limits but wants to avoid too much turnover to retain some familiarity and history. With constant turnover no one knows why decisions were made. He suggested three years for council and three years for mayor, with a councilor able to become mayor or vice versa. He agreed that being voted out is a term limit and added that local candidates do not need to spend a lot of money to be elected. Councilor Goodhouse said his first choice was no term limits and second choice was three and three.

Councilor Woodard said he was in favor of three terms for councilors but only two terms for mayor. He suggested a mayor take a break after leaving office before running for council to avoid burnout. He also mentioned a concern about mayors being drawn into regional issues by the regional government and there is no way for mayors to push back.

City Manager Newton said she was hearing support for a three-term limit for council and a two-term limit for mayor and removal of the 12-year limit. Councilor Goodhouse suggested a scenario of someone with two terms as councilor then being elected for two terms as mayor. This would enable an experienced councilor to serve as mayor rather than someone new to local government and the city. He said the city needs to have familiar faces on the federal and regional level. Council President Snider agreed with three terms as councilor and two terms as mayor for a possibility of five terms. It could be 3/2 or 2/3.

Mayor Cook suggested making it effective for future council so there is no appearance of self-interest. Councilor Goodhouse disagreed and said if a current councilor wanted to run for a third term it is an advantage for the city to retain that experience.

A discussion was held on what constitutes a break in service, with Council President Snider and Councilor Goodhouse suggesting a full term as a break. Councilor Henderson said he thought that was the intent. City Attorney Ramis asked council what their definition of consecutive years of service was. He asked, "Could the cap be defeated by resigning in the last six months of the term and then running again?" A discussion was held on the desired length of a break. City Attorney Ramis will develop some clarifications for council review.

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Mayor Cook commented that three terms for council and two terms for mayor would come to 20 years so it might as well be unlimited. A discussion was held on having a 16-year cap. Mayor Cook suggested no more than two terms as mayor and no more than three terms as councilor in any combination with a 16-year cap. Councilors Woodard, Goodhouse, Henderson and Snider agreed.

10. NON AGENDA ITEMS There was none.

11. EXECUTIVE SESSION At 9:45 p.m. Mayor Cook read the Executive Session citation for consultation with counsel concerning legal rights and duties regarding current litigation or litigation likely to be filed, under ORS 192.660(2) (h). He said the Tigard City Council will adjourn from Red Rock Creek Conference Room after the Executive Session. City Attorney Ramis left the meeting. The Executive Session ended at 10:16 p.m.

12. ADJOURNMENT At 10:16 p.m. Council President Snider moved for adjournment. Councilor Woodard seconded the motion and all voted in favor.

	Yes	No
Councilor Woodard	✓	
Mayor Cook	✓	
Councilor Goodhouse	✓	
Councilor Henderson	✓	
Council President Snider	✓	



Carol A. Krager, City Recorder

Attest:

  
\_\_\_\_\_  
John L. Cook, Mayor

  
\_\_\_\_\_  
Date

## **TIGARD CITY COUNCIL MINUTES – MAY 12, 2015**